State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

2005, 2006, 2007 Owner(s) of Record: Notifying the Division of Water Rights of ownership or address HI changes is the responsibility of the claimant William Barron Hilton Trust Please Complete and Return This Form by JULY 1, 2008 Agent: **Primary Contact:** Ernest B. Paine, Manager HILTON FAMILY TRUST Address: Flying M Ranch 11 PINE GROVE RD YERINGTON, NV 89447 11 Pine Grove Rd. Yerington, Nv 89447 Phone No. 775-463-5550 Phone No. Fax No. Fax No. E-mail Address: E-mail Address: Source Name: UPPER TOWN SPRING Year of First Use: 1860 Tributary To: Name of Diversion works: County: Mono Diversion within: NE 1/4 of SW 1/4 Section 22, T 6 N, R 26 E, MDB&M Assessor Parcel Number of the Diversion site: Water is Used Under: Riparian claim ___ Pre-1914 claim / Court Decree No.:: Other (explain): _ Year of First Use: (Please provide if missing in the Division of Rights database (ewrims)) В. Rate of Diversion: The rate of diversion of water for each month used and entered in the table below is shown in units of: Cubic feet per second (cfs) Gallons per minute (gpm) Gallons per day (gpd) Average Nov Dec Year Jan Feb Apr May June Sept Oct Rate 2005 unk 2006 2007 Quantity of Water Used: The quantity of water used each month and entered in the table below is shown in units of: Million Gallons (MG) Acre-feet (AF) Gallons Nov Dec Total July Sept Oct Year Jan Feb Apr May Aug **Annual** 2005 2006 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Stockwatering/U acres; Irrigation Other (specify) Parcel Number(s) of Place of Use: <u>Changes in Method of Diversion</u> – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) G. Please answer only those questions below which are applicable to your project. Conservation of water NO Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please Evernization show the amount of water conserved: Reduction in Diversions: (AF/MG) Year (AF/MG) Year _ ST-SUPPL (4-08) Page 1 of 2

S010646

		Reduction in co	onsumptive use: (AF/MG)	Year	(AF/MG)	Year	(AF/MG)
		I have data to s	support the above surface	water use reducti	ions due to conservatio	n efforts. YES	NO
2.	Wa	ter quality and w	astewater reclamation				
	a.		r have you been using rec n unreasonably affects suc				on facility or water polluted by waste to
	b.	If you are claim appropriative ri supply used:	ning credit due to the subs ght under section 1010 of	titution of reclaime the Water Code,	ed water, desalinated w please show amounts o	rater or polluted war of reduced diversion	ter in lieu of a claimed pre-1914 ns and amounts of substitute water
		Amount of redu Year	uced diversion: (AF/MG)	Year	(AF/MG)	Year	(AF/MG)
		State the type	of substitute water supply:	·			
		Year	stitute water supply used:(AF/MG) support the above surface	Year	(AF/MG)	Year a substitute water su	(AF/MG) ipply. YES NO
3.	Cor		surface water and groundy			,	
	a.	Are you now us	sing groundwater in lieu o	f surface water?	YES NO		
	b.	Code, please s	ning credit due to the subs how the amounts of grour (AF/MG) support the above surface	ndwater used:			right under section 1011.5 of the Wate
		and that it may be the future.	e necessary to document	the water savings	s claimed in "F" above i	f credit under Wate	r Code sections 1010 and 1011 is
DA [*]	TE: <u><</u>		tion in this report is true to	-	Nevada	RO	, California
PRI	NTEI	D NAME:	ERNEST (first name)	(middle	initial)	PA) (last nam	ne)
СО	MPAI	NY NAME:	Flying M	Karch			
TE	М		s insufficient space for you TINUATION	ur answers, pleas	e use the space provide	ed below or add an	attachment sheet.
		· - —		ù		***	
			GENERAL INFO	ORMATION PERT	TAINING TO WATER R	RIGHTS IN CALIFO	RNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State of California, State Water Resources Control Board **Division of Water Rights**

STATE WATE 002:02003; 2004

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: HILTON FAMILY TRUST;

2005 JUL -8 Ari 1:58

DN CH WE EP FIGHTS SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **HILTON FAMILY TRUST DBA FLYING M CATTLE COMPANY** 11 PINE GROVE RD

STATEMENT NO.: \$010646 CONTACT PHONE NO.: (775)463-5550

YERINGTON, NV 89447

Source Name:

UPPER TOWN SPRING

Tributary To:

MASONIC GULCH

County:

Mono

Diversion Within: NE1/4 of SW1/4 Section 22, T06N, R26E, MB&M

Year of First Use: 1860

Parcel Number:

A. Water is Used Under: Riparian claim _____ Pre-1914 right _____ Year of First Use: (Please provide if missing above) C. <u>A</u>

Amounts	below are	m. Gallor	5		willion Galic	ons (IVIG) _		Acre-to	eet (AF)		¿Otner		
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002							<i>i</i> /_	1			T 1	1	1
2003			,			iV ,	. 0	1.0	1/	0	b.		
2004								V		V			4

Yea		re in: Gallo				ilons (MG)		Acre-f	eet (AF)	.,	,Othe		 _
		Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annu
2002				-			1/	1	0	0	L		
2004			,	ļ	 	i'	10	10	1 /	1//	<u> </u>		
		– Specify ni	umber of a	cres irriga	ted, stock	watered, p	ersons serv	red, etc.		10	<u> </u>	1	•
								attle:	Domestic _			;	
Other	(specify) _			-							<u> </u>		
Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)													
	pump, cma			- Callon Or C					- 				
Pleas	answer only those questions below which are applicable to your project.												•
	Conservation of water . Are you now employing water conservation efforts? YES NO												
·	a. Are you now employing water conservation efforts? YES NO NO Describe any water conservation efforts you have initiated:												
	b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 app												
C	,	re claiming le amount o			servation u	naer sectio	n 1011 of ti	ne vvater Co	ae tor your	ciaimed	pre-1914 a	appropriati	ve rignt,
	Poduct	ion in Divers	sions:								ĺ		
							•				Ţ		
	Year ₋			(AF/MG	S) Year _			(AF/MG) Y	ear		((AF/MG)	
		ion in consu	mptive us	e:							F		
	Reduct	1011 111 001130											
				(AF/MC	6) Year _			(AF/MG) Y	ear		((AF/MG)	

ST-SUPPL (1-05)

Page 1 of 2

2.	Wa		and wastewater re					
	a.	Are you i a degree	now or have you b which unreasonal	een using red bly affects su	claimed water from the character for other controls and the controls are controls as the control are controls are control are controls are controls are controls are controls are controlled as the control are controls are controlled are controls are controlled are control	m a wastewater treatmerbeneficial uses? YE	nent facility, desalina S NO	ation facility or water polluted by
	b.	If you are appropria supply us		ue to the subsection 1010 of	stitution of recla f the Water Cod	med water, desalinated by please show amount	l water or polluted w s of reduced diversi	vater in lieu of a claimed pre-191 ions and amounts of substitute v
			of reduced diversion		Year	(AF/M	G) Year	(AF/MG)
		State the	type of substitute	water supply	:			
		Amount o	of substitute water	suppiy used: (AF/MG)	Year	(AF/M	G) Year	(AF/MG)
		I have da	ta to support the a	above surface	water use redu	ctions due to the use o	f a substitute water	supply. YES NO
3.	Cor	junctive us	se of surface wate	r and ground	water			
	a.	Are you r	now using groundy	water in lieu o	f surface wate <u>r</u>	YES NO		
	b.		claiming credit duesase show the ame			dwater for a claimed pr	e-1914 appropriativ	re right under section 1011.5 of t
		Year		(AF/MG)	Year	(AF/M	G) Year	(AF/MG)
					ï	ctions due to the use o	-	
sou	ght in	the future				gš claimed in "F" abov	e if credit under Wa	ter Code sections 1010 and 101
sou I de	ght in clare	the future	formation in this re	eport is true to	the best of my	gs claimed in "F" above		ter Code sections 1010 and 101
sou I de DA1	ght in clare TE: _	the future that the in June 2	formation in this re	eport is true to	o the best of my Yerington	gs claimed in "F" above the control of the control		
sou I de DAT SIG	ght in clare [E: _ NAT	the future that the in June 2 URE:	formation in this re	eport is true to	o the best of my	gs claimed in "F" above		ter Code sections 1010 and 101
sou I de DAT SIG PRI	ght in clare [E: _ NAT(the future that the in June 2	formation in this re	eport is true to S B. Paine ame)	o the best of my	gs claimed in "F" above knowledge and belief. Nevada		ter Code sections 1010 and 101
sou I de DAT SIG PRI	ght in clare [E: _ NAT(that the in June 2 URE: D NAME:	formation in this re	eport is true to at B. Paine ame) M. Cattle	the best of my Yerington (mide	gs claimed in "F" above knowledge and belief. Nevada	(last na	ter Code sections 1010 and 101
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sou I de DAT SIG PRI	ght in clare [E: _ NAT(NTE(that the in June 2 URE: D NAME:	formation in this received: 23 20 0! Ernest 1 (first national of the content o	B. Paine ame) M Cattle	the best of my Yerington (mide	gs claimed in "F" above knowledge and belief. Nevada	(last na	ter Code sections 1010 and 101, California ame) d below.

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STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999
OWNER OF RECORD: HILTON FAMILY TRUST
HILTON FAMILY TRUST DBA FLYING M CATTLE COMPANY 11 PINE GROVE RD
YERINGTON, NV 89447
SOURCE: UPPER TOWN SPRING TRIBUTARY TO: MASONIC GULCH. COUNTY: MONO DIVERSION WITHIN: NE% OF SW% SECTION 22, T6N, R26E, MB&M. PARCEL NO:
Water is used under: Riparian claim Pre 1914 right Other (explain);
Year of first use (Please provide if missing above)
Amount of Use – Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Amounts below are: Gallons Acre-feet Other
Year Jan Feb Mar Apr May June July Aug Sept Oct Nov Dec Annual
1996
1997
1998
Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation acres; Stockwatering O 12 d Cat Homestic;
Other (specify)
Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
Please answer only those questions below which are applicable to your project.
Conservation of water a. Describe any water conservation efforts you may have started:
b
c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:
19(af/mg) 19(af/mg) 19(af/mg) \
2. Water quality and wastewater reclamation
a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES NO
SUP-STATE (12-98) JAN 25

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SAGRAMENTO, CA 95812-2000 (916) 657-2170

T. ...

	e under a claimed pre 1914 appropriativ eu of appropriated water is claimed und claimed water used:	ve water right through substitution of the Water Code,	of reclaimed water, desalinated water, please show amounts of reduced	er or diversions
19	(af/mg) 19	(af/mg) 19	(af/mg)	
3. Conjunctive use of surfa	ice water and groundwater groundwater in lieu of surface water? Y			
water is claimed und	under a claimed pre 1914 appropriative der section 1011.5 of the Water Code, p	please show the amounts of ground	lwater used:	
19	(af/mg) 19	(af/mg) 19	(af/mg)	
	on in this report is true to the best of m	3 3 3 3 3 3 3 3 3 3		Onlife and
DATE: June 23 SIGNATURE:	, 1999 at 7	VI C		_, Californii
SIGNATURE:	Ernest B. Paine, Manager			
PRINTED NAME:	(first name)	((middle init.)	(last name)	
	Flying M Cattle Company	(middle iiii.)	(last liaile)	
COMPANY NAME:	Trying ivi Cuttic Company			
ITEM CONTINUATION		ur answers, please use the space p	provided below.	
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake of stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a jiparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater

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Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

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	11 P	NE GR	TON DBA OVE RD NV 894		NG M C	ATTLE	CO				STAT	EMENT	NO: S	5010646	
	TRIBU	TARY T	PER TOI TO: MAS	_	_						(702	463			
	DIVEI WIT Water is us	CHIN:	NE¼_OF	SW¼ SI	ECTION	22,_1	76N, R2	6E, M	3&M.		PARC	EL NO	IRST (:	Joe:	
Α.	Water is us	sed unde	<u>er</u> : Ripa	rian clair	n	; Pr	e 1914 ri	ght _x_	; C	other (ex	plain) _				
В.	Year of firs	<u>t use</u> (F	Please pi	rovide if	missing	above)	189	5							
C.	Amount of which water			amount o	of water	used ea	ach mont	h. If mo	nthly an	d annua	use are	not kn	own, ch	eck the mo	onths ir
	Α	mounts	below a	re: 🗅	Gallons	i	□ Acre-	feet	u (other) _					
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	pump, ema	irgea aiv	reision u	am, ioca	uon or c	iversioi	i, eic. <i>)</i>							٠,	<u> </u>
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The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

** PLEASE COMPLETE; SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010646 OWNER OF RECORD: BARRON HILTON DBA FLYING M CATTLE CO BARRON HILTON DBA FLYING M CATTLE CO 11 PINE GROVE RD YERINGTON, NV 89447 SOURCE: UPPER TOWN SPRING TRIBUTARY TO: MASONIC GULCH COUNTY: MONO TELEPHONE NUMBER: DIVERSION (702) 463-5550 YEAR OF FIRST USE: WITHIN: NE¼ OF SW¼ SECTION 22, T6N, R26E, MDB&M.✓ PARCEL NO: (If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.) COMPLETE AND RETURN THIS FORM BY JULY 1, ___1995 A. Water is used under: Riparian claim _ _; Pre 1914 right XX ____; Other (explain) _{_} B. Year of first use (Please provide if missing above) $\frac{1895}{1}$ C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	ост.	NOV.	DEC TOTAL ANNUAL
1992						xxx	xxxx	xxxx	XXXXX	xxxx		. ;
1993						xxx	xxxx	xxxx	xxxxx	xxxx		
1994						xxx	xxxx	XXXX	xxxxx	xxxx	1	
				,		•				<u> </u>	Ī	

(other)

D.		nber of acres irrigated, stock watered, per		
	Irrigation	_acres; Stockwatering 10 hd cattle	; Domestic	
	Other (specify)	3		•

□ Acre-feet

Amounts below are:

☐ Gallons

*** CONTINUE ON BACK PAGE ***

WR40-1 (1/95)

Ė	Changes in Method of Diversion - Describe any changes in your project since your previous statemen
L	was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
_	
۲.	If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.
	I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.
ĎΑ	TED: July 1 , 1995 , at Yerington, Nevada , California
SIG	GNATURE:
	INTED NAME: Ernest B. Paine (FIRST NAME) (M NAME) (LAST NAME) SMADANY NAME Flying M Cattle Company
CŐ	MPANY NAME: Flying M Cattle Company (Last NAME)
	GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA
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STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 SACRAMENTO, CA 95814 (916) 322-4503 (916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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"Statements of Water Diversion and Use"
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"Water Rights, for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

				:1
DIVERTER OF RECORD:			STATE	TENT NO: 010646
BARRON HILTON DBA FLY 9336 CIVIC CENTER DRI BEVERLY HILLS, CA 902	VE	0		TELEPHONE NUMBER:
			•	(213) 277-1393 205-40//
IF NAME/ADDRESS/PHON	E NO. IS WRONG	OR MISSIN	G, PLEASE	
SOURCE: UPPER TOWN S	PRING			1283
TRIBUTARY TO: MASONIC GULC	н			
COUNTY: MONO	•			
DIVERSION WITHIN: NE1/4 OF SW1	/4 SECTION 22,	T06N, R26	E, MDB&M.	1 2 C
INSTRUCTIONS: Please complete Ite all or part of your regular water THIS FORM BY JULY 1, 1990.	supply with reclai	med or poll	uted water	eted if you replaced r. RETURN side of this form.)
A. Amount of Use - Fill in the Use - Fill in the amount of Use - Fill in the amount of Use - Fill in the amount of	annual use are	not be	elow are:	□ Gallons □ Acre-feet □ <u> </u> (other)
Jan. Feb Mar. Apr.	May June July	Aug. Sept.	Oct. No	Total ov. Dec. Annual
1987	X X	× ×		
1988	X X	××	X	
1989	x x	x x	X	
B. Purpose of Use - Specify number	per of acres irriga	ited, stock	watered, p	persons served, etc.
Irrigation				
Stockwatering 10 hd.	cattle (8)) hd. ca	Hle D	ernd)
Domestic				
Other (specify)				
C. Changes in Method of Diversion previous statement was filed. (diversion, etc.)				
no changes				
	•			
		· · · · · · · · · · · · · · · · · · ·		
D. If part of the water listed in indicate the annual amounts o	Part A consists f reclaimed or po	of reclaime lluted water	ed or pol in the spa	luted water, please ace below.
I declare under penalty of perjury that the information i	n this report is true to the bo	et of my knowledge e	nd helief	1
	·			
DATED: June 4. 19			1 - /1	, California
	Signature: <u> </u>	meet	54	o Mer
WR 40-I (11/85) 0912	1 98	9		Jun 2 6 1990 KSN

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1 declare	under penalty	of perjur	y that the i	nformation	in this rep	ort is true	to the bes	t of my kn	owledge an	d belief.	-		Ł
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STATE OF CALIFORNIA

Nov 27 9 28 AM \$81

DIVISION OF WATER RIGHTS STATEMENT OF WATER DIVERSION AND USE (This is not a Water Right) This statement should be typewritten or legibly written in ink.

STATE WATER RESOURCES CONTROL BOARD

SAGRAMENTAL

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